

03-01-04

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**TRANSMITTAL LETTER**  
(General - Patent Pending)

Docket No.  
126181-1059

In Re Application Of: McWherter et al.

Serial No.  
10/644,355

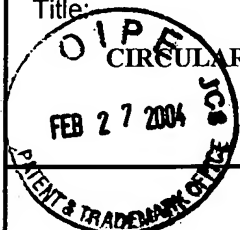
Filing Date  
August 20, 2003

Examiner  
Unknown

Group Art Unit  
1646

Title:

CIRCULAR PERMUTEINS OF FLT3 LIGAND



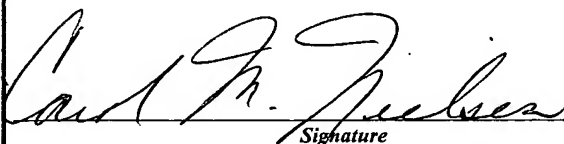
TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

1. Response to Notice to Comply with Sequence Listing;
2. Copy of Notice to Comply mailed January 2, 2004;
3. Statement Under 37 C.F.R. 1.821(f);
4. Paper Copy of Sequence Listing;
5. Computer Readable Copy (CD) of Sequence Listing; and
6. Acknowledgment Postcard

in the above identified application.

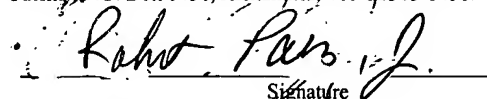
- ☒ No additional fee is required.
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Signature

Dated: February 27, 2004

Carol M. Nielsen Reg. No. 37,676  
Gardere Wynne Sewell LLP  
1000 Louisiana, Suite 3400  
Houston, TX 77002-5007  
713-276-5383 phone  
713-276-5555 fax  
cnielsen@gardere.com

I certify that this correspondence is being deposited with the U.S. Postal Service Express Mail delivery service under 37 C.F.R. 1.10 and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Signature  
Robert PAIZ, JR.  
Name of Person Signing

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CC:



Attorney Docket 126181-1059

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application Of:

McWherter et al.

Examiner: Unknown

Serial No.: 10/644,355

Filed: August 20, 2003

For: CIRCULAR PERMUTEINS  
OF FLT3 LIGAND

**CERTIFICATE OF MAILING**

I hereby certify that this document is being deposited on February 23, 2004 with the U.S. Postal Service "Express Mail to Addressee" service under 37 C.F.R. 1.10 and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

*Robert PAIZ, JR.*  
Signature of Person Mailing Correspondence

*Robert PAIZ, JR.*  
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**RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE LISTING**

This is in response to the Office Action mailed on January 2, 2004. The Examiner has indicated that the computer readable form that has been filed with the application has been found to be damaged and/or unreadable and that a substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).

**REMARKS**

Pursuant to the requirements of 37 C.F.R. 1.825(d), we submit a substitute computer readable form (CRF) copy of the "Sequence Listing;" a substitute paper copy of the "Sequence Listing;" and a statement that the content of the paper and computer copies are the same, as required by 37 C.F.R. 1.821(f).

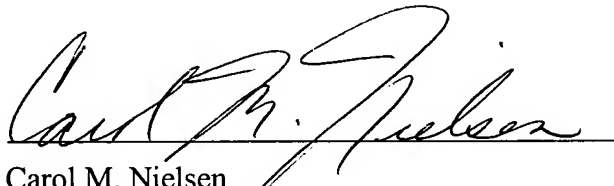
**CONCLUSION**

The present paper constitutes a complete response to the Office Communication mailed January 2, 2004. Applicant respectfully requests reconsideration of the application in light of the substitutions. Applicant requests that this case be allowed and pass to issuance.

While the Applicant believes that no fees are due at this time, Applicant hereby authorizes the Commissioner to charge any fees that may be required by this paper to Deposit Account 07-0153.

Respectfully submitted,

Date: February 27, 2004

By:   
Carol M. Nielsen  
Reg. No. 37,676

Gardere Wynne Sewell LLP  
1000 Louisiana, Suite 3400  
Houston, Texas 77002-5007  
713-276-5383 phone  
713-276-5555 fax  
cnielsen@gardere.com

Attorney Docket No. 126181-1059

HOUSTON 742455v1



## UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/644,355         | 08/20/2003             | Charles A. McWherter  | 126181-1059            |

Gardere Wynne Sewell LLP  
 Suite 3400  
 1000 Louisiana  
 Houston, TX 77002

CONFIRMATION NO. 6170

## FORMALITIES LETTER



\*OC000000011606315\*

Date Mailed: 01/02/2004

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE